IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

WP(C).No. 34220 of 2006(W)

PETITIONER:

K.M. PAULSON, KANNANAYKKAL HOUSE,
THANIKUDAM, THRISSUR, JUNIOR SUPERINTENDENT,
COLLECTORATE.

BY ADV. SMT.DAISY THAMPI

RESPONDENTS:

THE KERALA PUBLIC SERVICE COMMISSION
REPRESENTED BY THE SECRETARY, PATTOM P.O.,
TRIVANDRUM.

BY SC SHRI P.C.SASIDHARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 34220 OF 2006

Dated this the 30th January, 2007.

JUDGMENT

The petitioner is working as Junior Superintendent in the District Collectorate, Thrissur. He appeared for the dpeartmental test in papers I and II of Kerala Criminal Judicial Test Part I for the year 2004 conducted by the Kerala Public Service Commission. When the result was published, it was found that he had failed to secure a pass. The petitioner made a request for rechecking. That request was considered by the respondent-Commission. After rechecking it was found that there was no error necessitating any correction. Thereafter the petitioner filed Ext.P2 representation requesting for revaluation of the answer script.

2. Counsel for the Commission submits that there is no provision compelling the Commission to conduct revaluation of the answer script and as a matter of long practice, the Commission has not been entertaining such applications. This Court as well as the apex Court has upheld the above stand taken by the Commission (See **Maharashtra State Board of Secondary & Higher Secondary Education v. Paritosh Bhupesh Kurmarsheth** (AIR 1984 SC 1543)).

3. In the light of the settled legal position, the prayer made by the petitioner cannot be allowed. Writ petition is therefore dismissed.

K.K.DENESAN
Judge

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